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2654

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Jerome H. Lemelson

Art Unit: 2654

Serial No.: 09/517,993

Examiner: Angela Armstrong

Filed: March 3, 2000

Title: System and Method for Enhancing Speech Intelligibility for the Hearing Impaired

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

April 8, 2005

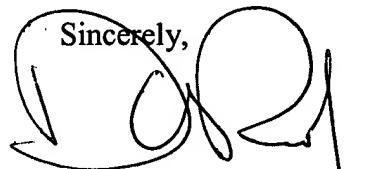
Status Request

Dear Sir:

Please advise me of the status of this application. The last substantive activity in this application was a Response to Final Office Action filed on June 21, 2004 canceling all rejected claims. Claims 2-10 and 12-20 were allowed in a Final Office Action of April 22, 2004.

Attached are the last two pieces of correspondence in this matter. The Information Transmittal and Status Request was sent to the PTO on December 7, 2004. The Request For Withdrawal as Attorney of Agent and Change of Correspondence Address form was sent in around February 7, 2005. Both of these documents are recorded in the USPTO PAIR system.

An early response to this request is appreciated.

Sincerely,

Douglas W. Rudy
Registration No. 26,989
Attorney for Applicants

Attachments: Post Card

Information Transmittal and Status Request dated June 21, 2004

Request For Withdrawal as Attorney of Agent and Change of Correspondence Address



PTC/SB/03 (09-04)

Approved for use through 11/30/2005. OMB 0651-0035
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**REQUEST FOR WITHDRAWAL
AS ATTORNEY OR AGENT
AND CHANGE OF
CORRESPONDENCE ADDRESS**

Application Number	09/517,993
Filing Date	March 3, 2000
First Named Inventor	Jerome H. Lemelson
Art Unit	2654
Examiner Name	Armstrong
Attorney Docket Number	10

To: Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Please withdraw me as attorney or agent for the above identified patent application, and

all the attorneys/agents of record.
 the attorneys/agents (with registration numbers) listed on the attached paper(s), or
 the attorneys/agents associated with Customer Number

NOTE: This box can only be checked when the power of attorney of record in the application is to all the practitioners associated with a customer number.

The reasons for this request are: Attorney is no longer involved in this matter.

CORRESPONDENCE ADDRESS

1. The correspondence address is NOT affected by this withdrawal.
2. Change the correspondence address and direct all future correspondence to:

 The address associated with Customer Number: **OR**

<input type="checkbox"/> Firm or Individual Name			
Address			
City	State	Zip	
Country			
Telephone	Fax		
Signature			
Name	Peter C. Warner	Registration No.	36,994
Date	2/17/05	Telephone No.	480 844 6500

NOTE: Withdrawal is effective when approved rather than when received. Unless there are at least 30 days between approval of withdrawal and the expiration date of a time period for response or possible extension period, the request to withdraw is normally disapproved.

This collection of information is required by 37 CFR 1.36. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Peter C. Warner
Registration No. 36,994



THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Jerome H. Lemelson

Art Unit: 2654

Serial No.: 09/517,993

Examiner: Angela Armstrong

Filed: March 3, 2000

Title: System and Method for Enhancing Speech Intelligibility for the Hearing Impaired

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sent by Facsimile to 1-703-872-9306

Information Transmittal and Status Request

In checking private pair I noticed that the most recent document description shows an entry of 09/27/2004 titled "Mail returned to USPTO as undelivered." In opening the two page document I found that it included a PTO-90C transmittal cover sheet (page 1) and a Notice of Insufficient Filing Fees (undated) as page 2 of 2. The Notice of Insufficient Filing Fees includes a section titled "APPLICANT: PLEASE COMPLETE THIS PORTION AND RETURN THIS NOTICE WITH PAYMENT." That section was filled out and sent to the PTO on September 13, 2004 per a Certificate of Mailing showing that date. NOTE: THIS IS PAGE 2 OF THE DOCUMENT DESCRIPTION IDENTIFIED ABOVE. IT IS FILLED OUT AND SIGNED BY ME. IT STATES THAT THE NECESSARY FEE OF \$86.00 WAS SUBMITTED WITH THE RETURN OF THE FEE.

I have attached a copy of what was sent to the PTO on September 13, 2004. I have also attached a copy of my file copy of the PTO-90C transmittal with a photocopy of my check on the copy. Also enclosed are copies of the two page document shown in the private pair system. It is clear to me that there may be a mistake in stating that the document that I returned to the PTO was "Mail returned to PTO as undeliverable" as I received the Notice of Insufficient Filing Fees sometime before September 13, 2004, on which date I sent the Notice back to the PTO. There is

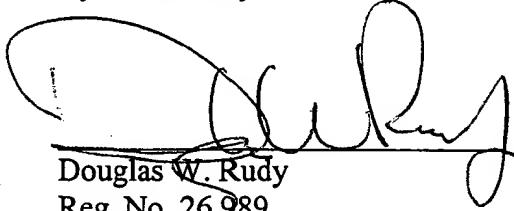
no "Date Mailed:" information on the Notice page, but it could be that it was mailed on September 7, 2004 as set forth on the PTO-90C cover page. It may be that the originals of the notices from the PTO were actually returned to the PTO as I don't have originals in my file. I only have photocopies. Also, I don't have a copy of Form PTO -875, said to be attached to the Notice, but this does not appear in my file.

I believe this application is in condition for allowance and would appreciate it if the application were sent to issue. Also, it seems that the issuance of the application has been held up by the PTO thus an extension of the term or duration of the patent is requested.

If there is any other information that may help you along on this matter please contact me at 602-741-8963.

Respectfully submitted,

JEROME H. LEMELSON
By his attorney



Douglas W. Rudy
Reg. No. 26,989

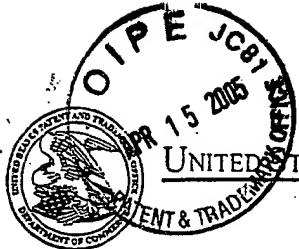
Dated: December 7, 2004

**CERTIFICATION OF FACSIMILE
TRANSMISSION**

I hereby certify that this paper and the documents referred to as being attached herewith are being sent by facsimile transmission to the United States Patent and Trademark Office central facsimile number (703.872.9306) on December 7, 2004.

Douglas W. Rudy

LAW OFFICE OF DOUGLAS W. RUDY
14614 North Kierland Boulevard
Suite 300
Scottsdale, Arizona 85254
(602) 741-8963



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

File

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/517,993	03/03/2000	Jerome H. Lemeson		7624

23354 7590 09/07/2004

LAW OFFICES OF DOUGLAS W RUDY LLC
14614 NORTH KIERLAND BLVD
SUITE 300
SCOTTSDALE, AZ 85254

EXAMINER

ARMSTRONG, ANGELA A

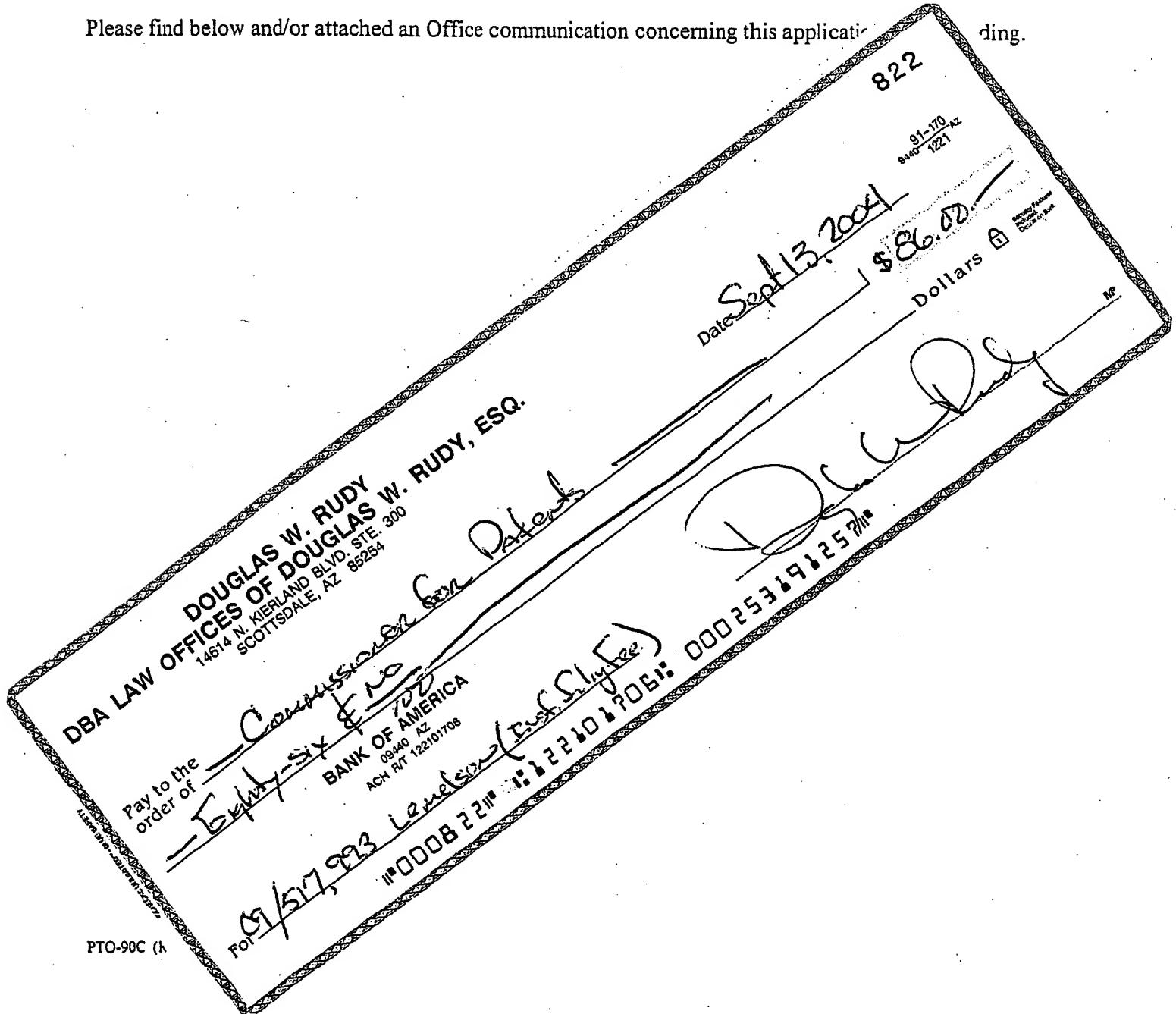
ART UNIT

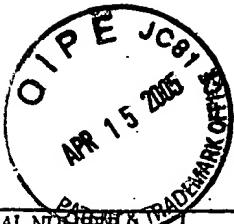
PAPER NUMBER

2654

DATE MAILED: 09/07/2004

Please find below and/or attached an Office communication concerning this application.





UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY OF COMMERCE AND
COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

SERIAL NUMBER & TRADEMARK OFFICE	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
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EXAMINE

ART UNIT PAPER NUMBER

DATE MAILED:

NOTICE OF INSUFFICIENT FILING FEES

APPLICANT IS GIVEN 30 DAYS FROM THE DATE OF MAILING OF THIS NOTICE WITHIN WHICH TO SUBMIT THE BALANCE DUE. Extension of this 30 day period under 37 CFR 1.136(a) will not be permitted. Failure to respond within this period will result in the application becoming abandoned. 35 U.S.C. 133.

The filing fees submitted in connection with this application are insufficient. See the attached Patent Application Fee Determination Record (Form PTO-875). The balance due for additional claims and/or multiple dependent claims is summarized below:

A. Filing Fees due upon filing the application

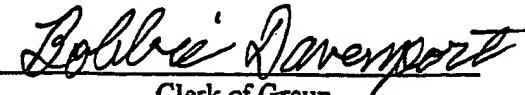
Total Filing Fees Due	= \$ _____
Less Filing Fees Submitted	- \$ (_____)
BALANCE DUE	= \$ _____

B. Fees due in connection with the amendment filed on 6-21-04

Total Fees Due	= \$ <u>172.00</u>
Less Fees Submitted	- \$ (<u>86.00</u>)
BALANCE DUE	= \$ <u>86.00</u>

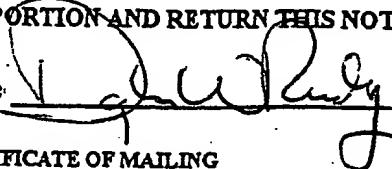
ATTACHMENT: FORM PTO-875

(NOT ATTACHED)


Clerk of Group

APPLICANT: PLEASE COMPLETE THIS PORTION AND RETURN THIS NOTICE WITH PAYMENT

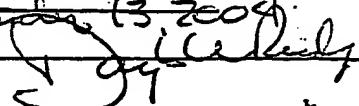
Fee submitted \$ 86.00

Signature 

CERTIFICATE OF MAILING

I hereby certify that this notice and the required additional fees are being deposited with the U. S. POSTAL SERVICE as first class mail in an envelope addressed to:
P.O. Box 1450, Alexandria, VA 22313-1450
Commissioner of Patents and Trademarks, Washington, D.C. 20231, on (date) September 13, 2004.

Print Name: Douglas W. Rudy

Signature: 



O I P E JC81
APR 15 2005
PATENT & TRADEMARK OFFICE

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
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09/517,993	03/03/2000	Jerome H. Lemeson		7624
23354	7590	09/07/2004		
LAW OFFICES OF DOUGLAS W RUDY LLC 14614 NORTH KIERLAND BLVD SUITE 300 SCOTTSDALE, AZ 85254			EXAMINER	ARMSTRONG, ANGELA A
			ART UNIT	PAPER NUMBER
			2654	

DATE MAILED: 09/07/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

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Technology Center 2600

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SEP 24 2004
OIP/E/JCWS



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY OF COMMERCE AND
COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
		EXAMINE	
		ART UNIT	PAPER NUMBER

DATE MAILED:

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Total Filing Fees Due	= \$ _____
Less Filing Fees Submitted	- \$ _____
BALANCE DUE	= \$ _____

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Total Fees Due	= \$ <u>172.00</u>
Less Fees Submitted	- \$ <u>86.00</u>
BALANCE DUE	= \$ <u>86.00</u>

ATTACHMENT: FORM PTO-875

(Not attached)

Clerk of Group

09/24/2004 EAREGAY1 000000022 05/17/955
01 FC:1201 66.00 01

APPLICANT: PLEASE COMPLETE THIS PORTION AND RETURN THIS NOTICE WITH PAYMENT

Fee submitted \$ 86.00

Signature

CERTIFICATE OF MAILING

I hereby certify that this notice and the required additional fees are being deposited with the U.S. POSTAL SERVICE as first class mail in an envelope addressed to:
Commissioner of Patents and Trademarks, Washington, D.C. 20231, on (date) September 13, 2004

Print Name: Douglas W. Rudy

Signature:

***** -COMM. JC AL- ***** DATE DEC-07-26 ***** TIME 14:17 *** P.01

MODE = MEMORY TRANSMISSION

START=DEC-07 14:15

END=DEC-07 14:17

FILE NO.= 206

STN NO.	COM	ABBR NO.	STATION NAME/MAIL NO.	PAGES	DURATION
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-LAW OFFICES

***** - **** 480 948 3387- *****

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Jerome H. Lemelson

Art Unit: 2654

Serial No.: 09/517,993

Examiner: Angela Armstrong

Filed: March 3, 2000

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Commissioner for Patents
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Sent by Facsimile to 1-703-872-9306

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Auto-Reply Facsimile Transmission



TO:

Fax Sender at 480 948 3387

Fax Information

Date Received:

12/7/2004 3:26:05 PM [Eastern Standard Time]

Total Pages:

6 (including cover page)

ADVISORY: This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

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Cover
Page

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DEC-07-2004 14:15	LAW OFFICES	480 948 3387 P.01/06
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE		
Applicants:	Jerome H. Lemelson Art Unit: 2654	
Serial No.:	09/517,993	Examiner: Angela Armstrong
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Title:	System and Method for Enhancing Speech Intelligibility for the Hearing Impaired	
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Sent by Facsimile to 1-703-872-9306		
<hr/> <u>Information Transmittal and Status Request</u>		
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<hr/> PAGE 16*RCVD AT 12/7/2004 3:26:05 PM [Eastern Standard Time]*SFR:USPTO-EF-XRF-18*CNIS:8724301*CSID:480 948 3387*DURATION (min:ss):0146		